

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
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PATENT APPLICATION

ATTORNEY DOCKET NO. 10005911-2

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): A. Hoffnung

Confirmation No.:

Examiner: S. Gordon

Application No.: 10/694,275

Group Art Unit: 3612

Filing Date: 10/27/2003

Title: METHOD OF SECURING A CASTER

Mail Stop
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment
() New fee as calculated below
(X) No additional fee
() Other: _____

- () Petition to extend time to respond
() Supplemental Declaration

(fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	17	MINUS	20	= 0	X \$50	\$ 0
INDEP. CLAIMS	5	MINUS	5	= 0	X \$200	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$360	\$ 0
EXTENSION FEE	1ST MONTH \$120.00	2ND MONTH \$450.00	3RD MONTH \$1020.00	4TH MONTH \$1590.00	\$ 0	
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A. Hoffnung

By Ingrid McTaggart
Ingrid McTaggart

Attorney/Agent for Applicant(s)
Reg. No. 37,180


Date: 2-14-2005

Date of Deposit: 2-14-2005

Typed Name: Ingrid McTaggart

Signature: Ingrid McTaggart

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PATENT APPLICATION
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S): A. HOFFNUNG
SERIAL NO.: 10/694,275 GROUP ART UNIT: 3612
FILED: 10/27/2003 EXAMINER: S. GORDON
SUBJECT: METHOD OF SECURING A CASTER

COMMISSIONER OF PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

February 14, 2005

SIR:

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

In response to the Office Action mailed January 19, 2005, Applicant hereby elects Group II, claims 27-30 and 33, drawn to a method of securing, classified in class 410, subclass 66.

Applicant makes this election with traverse, on two separate grounds. First, the Manual of Patent Examining Procedure (MPEP) recites in section 806.05(c): "To support a requirement for restriction, both two-way distinctness and reasons for insisting on restriction are necessary, i.e., separate classification, status, or filed or search. See MPEP sec. 808.02." The Examiner has not shown two-way distinctness. In particular the Examiner states that "the

combination as claimed [Group I: claims 17-20, 21-26 and 31-32] does not require the particulars of the subcombination as claimed because at least prevention of rolling movement per se is not required (Claims 27 and 33 of Group II recite that the wheel is prevented from rolling). However, claim 31 of Group I also recites that "the wheel is secured against movement." Accordingly, the two claim groups do not have two-way distinctiveness.

Second, the MPEP also states in section 803: "If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions." Applicant submits that a search and examination of the above listed application can be made without serious burden and respectfully requests the examiner to withdraw the restriction requirement outstanding.

For these two separate reasons the restriction requirement should be withdrawn. The Examiner is encouraged to contact Applicant's counsel Ms. Ingrid McTaggart at (503) 230-7934 if he has any questions regarding this Response, or Applicant's counsel Mr. Robert Wasson at (360) 212-2338, if he has any other questions regarding this application.

Respectfully submitted,
(Amanda Hoffnung)

By Ingrid McTaggart
Ingrid McTaggart

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Date of Deposit: February 14, 2005.

Signature: Ingrid McTaggart
Ingrid McTaggart